IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

MONDAY, THE 6TH AUGUST 2007 / 15TH SRAVANA 1929

WP(C).No. 23496 of 2007(V)

PETITIONER:

C.DEVANESAN, PRESIDENT,
KARIKKAMANCODE SERVICE CO-OPERATIVE BANK LTD.,
NEYYATTINKARA, THIRUVANANTHAPURAM DISTRICT.

BY ADV. SRI.GEORGE POONTHOTTAM

RESPONDENTS:

1. THE JOINT REGISTRAR OF CO-OPERATIVE SOCIETIES (G), THIRUVANANTHAPURAM.

2. THE ASSISTANT REGISTRAR OF CO-OPERATIVE SOCIETIES (G), NEYYATTINKARA, THIRUVANANTHAPURAM DISTRICT.

3. THE UNIT INSPECTOR, PERINKADAVILA UNIT, O/O.ASSISTANT REGISTRAR OF CO-OPERATIVE SOCIETIES (G), NEYYATTINKARA, THIRUVANANTHAPURAM DISTRICT.

4. THE JOINT REGISTRAR OF CO-OPERATIVE SOCIETIES (AUDIT), THIRUVANANTHAPURAM.

BY GOVT. PLEADER SMT. ANU SIVARAMAN.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 06/08/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.M.JOSEPH, J.

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WP.(C) No.23496 of 2007

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Dated this the 6th day of August, 2007

JUDGMENT

Petitioner challenges Exts.P1 and P2. Exts.P1 and P2 are said to be orders issued under Section 66 of the Co-operative Societies Act. I note that Ext.P1 is dated 10.11.2006 and Ext.P2 is dated 9.1.2007. I feel that the approach of the petitioner to this court against Exts.P1 and P2 should not be entertained in view of the long delay. Petitioner has a further complaint that the petitioner has sought sanction for construction of the godown and to cut and remove the trees as applied for. They are produced as Exts.P4and P5. No specific request as such is made. It is the case of the petitioner that the requests based on Exts.P4 and P5 are made to the first respondent through the second respondent, no decision has been taken so far. I feel that a decision has to be taken in the matter in accordance with law at the earliest.

2. Heard learned Government Pleader also.

There will be a direction to the first respondent to consider and take a decision on the request based on Exts.P4 and P5 as expeditiously

as possible and at any rate within a period of three weeks from the date of production of a copy of this judgment.

Ext.P8 is a resolution seeking to resolve sanctioned money deposit scheme. This is also said to be pending. There will be a further direction to the first respondent to take a decision on the request based on Ext.P8 if it has been made within three weeks of receipt of a copy of this judgment. If it has not been made, if the petitioner makes a request within one week from today, a decision will be taken thereon in accordance with law within a period of three weeks from the date of receipt of the request. There will be a further direction to the fourth respondent to issue audit certificate for the financial year 2004-2005 and 2005-2006 if the audit is completed, within a period of three weeks from the date of receipt of a copy of this judgment.

(K.M. JOSEPH, JUDGE)

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